

PCT INTERNATIONAL BUREAU

In re Applic. of: Gary L. Hopkins, Sr.)
)
 Filed: May 12, 2004)
)
 Serial No.: 10/578,936)
)
 For: MICROWAVE COOKING CONTAINER WITH)
 SEQUENTIAL VENTING ARRANGEMENT)
 which is a National filing of PCT/US2004/014907)
 claiming priority date of October 7, 2003)
)
 Atty. Docket No.: AH126/2005.4)

Mail Stop PCT
 Commissioner for Patents
 Office of PCT Legal Administration
 P.O. Box 1450
 Alexandria, VA 22313-1450

Attn: Office of PCT Legal Administration

EXPRESS MAIL CERTIFICATE

"Express Mail" Mailing Label Number EV 963460263 US
 Date of Deposit 9/28/07

Dear Sir:

I hereby certify that the attached:

- 1) PETITION UNDER 37 CFR 1.182 to correct the international application number on two transmittal documents
- 2) Petition Fee Transmittal under 37 CFR 1.17(h)
- 3) check in the amount of \$130 for the petition
- 4) a red lined copy of Applicant's original "Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 USC 371" (Form PTO 1390)
- 5) a corrected copy of Applicant's original "Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 USC 371" (Form 1390)
- 6) a red lined copy of the accompanying law firm transmittal letter
- 7) a corrected copy of the accompanying law firm transmittal letter
- 8) a copy of Applicant's check mailed in with the application

- 9) a copy of the first page of the application
- 10) a return postcard evidencing the receipt of the above

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Typed or Printed Name of Person Mailing Paper or Fee)

(Signature of Person Mailing Paper or Fee)

PETITION UNDER 37CFR 1.182

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re. Application of: Gary L. Hopkins, Sr.)
)
Filed: May 12, 2004)
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Serial No: 10/578,936)
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For: MICROWAVE COOKING CONTAINER WITH)
SEQUENTIAL VENTING ARRANGEMENT)
which is a National filing of PCT/US2004/014907)
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Alexandria, VA 22313-1450

Attn.: Office of PCT Legal Administration

PETITION UNDER 37CFR 1.182

For Correction of International Application Number on Transmittal Letter

10/03/2007 LLANDGRA 00000073 10578936

Dear Sir:

01 FC:1464

130.00 0P

Petitioner requests that the international application number which was mis-stated as PCT/US2004/014097 on the "Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 USC 371" (Form PTO 1390) be corrected. The correct number should be PCT/US2004/014907. Further, on the accompanying law firm transmittal letter, the PCT number was mis-stated as in the heading as:

'For: MICROWAVE ... PCT/US2004/014097 ...'

and in the body of the letter as:

"1) Transmittal Letter ... PCT/US2004/014635 ...".

In each of these places, the correct number is PCT/US2004/014907 and is shown corrected in the enclosed red lined and corrected copies. Applicant submits that these mistakes were inadvertent.

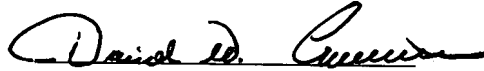
The serial number was correct on the check (#9186) in the amount of \$215 and on the first page of the application, copies of which are enclosed within.

Enclosed, please find a check in the amount of \$130 as set forth under 37 CFR 1.17(h) as called for under 37 CFR 1.182.

Applicant respectfully requests granting of correction on both documents as enclosed herewith.

Please charge any underpayment or credit any over payment to Counsel's Deposit Account 500642, accordingly.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David W. Carrithers", written over a horizontal line.

David W. Carrithers
CARRITHERS LAW OFFICE, PLLC
One Paragon Centre
6060 Dutchman's Lane, Suite 140
Louisville, KY 40205
Telephone (502) 452-1233
Reg. No. 35,475

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re. Application of: Gary L. Hopkins, Sr.)
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Filed: May 12, 2004)
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Serial No: 10/578,936)
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For: MICROWAVE COOKING CONTAINER WITH)
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TRANSMITTAL LETTER

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David W. Carrithers

CARRITHERS LAW OFFICE, PLLC

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6060 Dutchman's Lane, Suite 140

Louisville, KY 40205

Telephone (502) 452-1233

Reg. No. 35,475

28 SEP 2000



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

DAVID W. CARRITHERS
CARRITHERS LAW OFFICE, PLLC
ONE PARAGON CENTRE
6060 DUTCHMAN'S LANE, SUITE 140
LOUISVILLE, KY 40205

In re Application of
GARY L. HOPKINS
U.S. Application No.: 10/578,936
PCT Application No.: PCT/US04/XXXXXX
Int. Filing Date: 12 May 2004
Priority Date: 07 October 2003
Attorney Docket No.: AH126/2005.4
For: MICROWAVE COOKING CONTAINER WITH
SEQUENTIAL VENTING ARRANGEMENT

DECISION

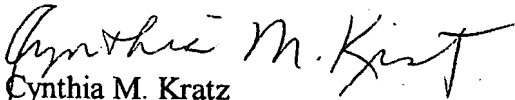
This application is before the Office of PCT Legal Administration for matters arising under 35 U.S.C. §371.

On 07 April 2006, applicant submitted a "Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 U.S.C. 371" (Form PTO-1390), which was directed to international application number PCT/US04/14097. The accompanying law firm transmittal letter was directed to PCT/US04/14635. The papers were assigned U.S. application number 10/578,936. It is noted that PCT/US04/14635 has entered the U.S. national stage as 10/556,207. Furthermore, PCT/US04/14097 does not identify Gary L. Hopkins as the inventor or the title of the named invention.

Applicant must file a petition under 37 CFR 1.182 to correct the international application number, requesting rectification of incorrect international application no. and identifying the correct international application no.

The application will be held in the PCT Legal Office to await applicant's further reply.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.


Cynthia M. Kratz
Attorney Advisor
Office of PCT Legal Administration

Telephone: (571) 272-328
Facsimile: (571) 273-0459

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FEE
Under 37 CFR 1.17(f), (g) & (h)
TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/578,936
Filing Date	May/12/2004
First Named Inventor	Gary L. Hopkins
Art Unit	
Examiner Name	
Attorney Docket Number	AH126/2005.4

Enclosed is a petition filed under 37 CFR 1.182 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

Payment of Fees (small entity amounts are NOT available for the petition fees)

- ☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 500642 :
☐ petition fee under 37 CFR 1.17(f), (g) or (h) ☒ any deficiency of fees and credit of any overpayments
Enclose a duplicative copy of this form for fee processing.

☒ Check in the amount of \$ 130 is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462

For petitions filed under:

- § 1.36(a) - for revocation of a power of attorney by fewer than all applicants
- § 1.53(e) - to accord a filing date.
- § 1.57(a) - to accord a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.183 - to suspend the rules.
- § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463

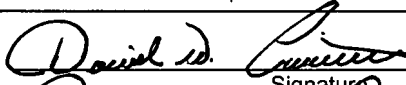
For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application.
- § 1.47 - for filing by other than all the inventors or a person not the inventor.
- § 1.59 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 - for review of refusal to publish a statutory invention registration.
- § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.956 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 - for expedited handling of a foreign filing license.
- § 5.15 - for changing the scope of a license.
- § 5.25 - for retroactive license.

Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464

For petitions filed under:

- § 1.19(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.91 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.138(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.


Signature
David W. Carruthers
Typed or printed name

9/28/07
Date
35475
Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER AH/26/2005.4 U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/US2004/014907	INTERNATIONAL FILING DATE 12 May 2004	PRIORITY DATE CLAIMED 07 October 2003
TITLE OF INVENTION Microwave Cooking Container With Sequential Venting Arrangement APPLICANT(S) FOR DO/EO/US Gary L. Hopkins, Sr.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.		
2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.		
3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4. <input checked="" type="checkbox"/> The US has been elected (Article 31).		
5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))		
a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).		
b. <input type="checkbox"/> has been communicated by the International Bureau.		
c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).		
6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).		
a. <input type="checkbox"/> is attached hereto.		
b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).		
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))		
a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).		
b. <input type="checkbox"/> have been communicated by the International Bureau.		
c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
d. <input checked="" type="checkbox"/> have not been made and will not be made.		
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).		
10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11 to 20 below concern document(s) or information included:		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input type="checkbox"/> A preliminary amendment.		
14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.		
15. <input checked="" type="checkbox"/> A substitute specification.		
16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.		
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.		
18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).		
19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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20. Other items or information: <i>Unexecuted Declaration & Power of Attorney</i> <i>Express Mail Certificate</i>					
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300				\$	<i>300</i>
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c))				\$	
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0				\$	
All other situations..... \$200				\$	<i>0</i>
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b))				\$	
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0				\$	
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100				\$	
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400				\$	
All other situations..... \$500				\$	<i>0</i>
TOTAL OF 21, 22 and 23 =				\$	<i>300</i>
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
<i>17 - 100 =</i>	<i>150 =</i>			<i>x \$250</i>	\$ <i>0</i>
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	<i>130</i>
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	<i>20 - 20 =</i>		<i>x \$ 50</i>	\$ <i>0</i>	
Independent claims	<i>2 - 3 =</i>		<i>x \$200</i>	\$ <i>0</i>	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			<i>+ \$360</i>	\$ <i>0</i>	
TOTAL OF ABOVE CALCULATIONS =				\$	<i>430</i>
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				\$	<i>215</i>
SUBTOTAL =				\$	<i>215</i>
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	<i>0</i>
TOTAL NATIONAL FEE =				\$	<i>215</i>
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	
				Amount to be refunded:	\$
				Amount to be charged	\$

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c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
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12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input type="checkbox"/> A preliminary amendment.		
14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.		
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		PCT/US2004/014907		AH126/2005.4	
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22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c))				\$	
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0				0	
All other situations.....\$200					
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b))				\$	
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100					
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$400				0	
All other situations.....\$500					
TOTAL OF 21, 22 and 23 =				300	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
17 - 100 =	150 =		x \$250	\$ 0	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$ 130	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	20 - 20 =		x \$ 50	\$ 0	
Independent claims	2 - 3 =		x \$200	\$ 0	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$ 0	
TOTAL OF ABOVE CALCULATIONS =				\$ 430	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				215	
SUBTOTAL =				\$ 215	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$ 0	
TOTAL NATIONAL FEE =				\$ 215	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	
				Amount to be refunded:	\$
				Amount to be charged	\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gary L. Hopkins, Sr.)
)
Filed: Simultaneously Herewith) :
)
Serial No:)
)
For: MICROWAVE COOKING CONTAINER WITH)
SEQUENTIAL VENTING ARRANGEMENT)
which is a National filing of PCT/US2004/014097)
claiming a priority date of October 7, 2003 014907)
)
Atty. Docket No.: AH126/2005.4)

Mailstop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

U.S. PATENT APPLICATION TRANSMITTAL LETTER
UNDER 35 USC §371

Dear Sir:

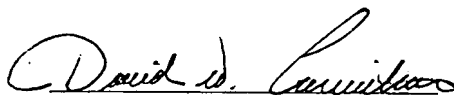
Enclosed herewith for filing are:

- 1) Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 USC §371 for PCT/US2004/014635, 014907
- 2) Unexecuted Declaration and Power of Attorney;
- 3) Express Mail Certificate;
- 4) Check in the amount of (\$215.00 for the national filing fee (\$150), examination fee (\$0), search fee (\$0), and surcharge for delayed submission of Declaration (\$65)), because the written opinion of the ISA/US or the International Preliminary Examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33((1)-(4).
- 5) substitute copy of application;
- 6) Substitute Power of Attorney and Change or Address form; and
- 7) A return postcard showing receipt of the above items.

Applicants qualify as a small entity as defined in 37 CFR 1.9 for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code.

Please charge any underpayment or credit any overpayment to Counsel's deposit account 50-0642.

Respectfully submitted.

A handwritten signature in cursive script, appearing to read "David W. Carrithers".

David W. Carrithers
CARRITHERS LAW OFFICE, PLLC
One Paragon Centre
6060 Dutchman's Lane, Suite 140
Louisville, KY 40205
Telephone (502) 452-1233
Reg. No. 35,475

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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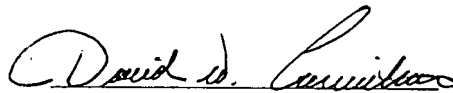
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Respectfully submitted.

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David W. Carrithers
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